CITY COUNCIL, CITY OF ROCKFORD JOURNAL OF PROCEEDINGS MARCH 14, 2011 COUNCIL CONVENED AT 6:08P.M.

1. The invocation was given by Reverend Michael O. Simmons, Spring Creek United Church of Christ/Police Chaplain and the Pledge of Allegiance was led by Council Page Yesenia Centeno.

2. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Durkee, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson,

Beach, Elyea, Beck, Robertson -11-

Absent: Hervey, Timm, McNeely -3-

3. Alderman Mark moved to accept the Journal of Proceedings of March 7, 2011, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Timm, McNeely absent).

PUBLIC PARTICIPATION

- 4. Gloria Lundin reported the Embry Riddle Scholarship Fund has surpassed \$900,000 in pledges and encouraged participation in the Great Paper Airplane Toss at the Metro Centre on Tuesday. On behalf of the Community Foundation, she thanked the generous individuals, businesses, and service groups for their support.
- 5. Prophet Yusef recited scripture about hope and having faith.
- 6. Ted Ross suggested the City sell its emergency medical services and related assets rather than out-source them, saving the City more than \$10 million annually of the \$30 million budget.

PETITIONS AND COMMUNICATIONS

- 7. Alderman Thompson-Kelly announced Weed & Seed's Annual "Primp for Prom" Event to be held on Saturday, April 16, 2011 from 10:00 am to 3:00 pm at Providence Baptist Church, 2209 Clifton Avenue. The event is designed to inform young women about domestic abuse, violence prevention, financial planning, manners and etiquette. Participants will be provided with lunch and receive a prom gown; gift certificates and gift bags. For more information contact Shawn Carter at (815) 967-0637.
- 8. Alderman Johnson submitted a request for service at 2310 Broadway for repair of a street light in the alley. Referred to Public Works Department.
- 9. Alderman Johnson submitted two (2) requests for service from Diane Wakeley. Referred to Fire Department and Public Works Department.

- 10. Alderman Elyea submitted a letter from James Rine, requesting a meeting with Mayor Morrissey and Winnebago County Chairman Christiansen to present his 3 Prong Revenue Neutral Program designed to improve the community, reduce the number of vacant homes and reduce crime. Referred to Mayor Morrissey.
- 11. Alderman Elyea submitted a letter from "The Take It Back Neighborhood Group" regarding businesses' with bars on their storefront windows. Referred to Codes and Regulations Committee.
- 12. Alderman Beck submitted the Rockford Traffic Commission minutes of the meeting held on Wednesday, March 9, 2011. Referred to Codes and Regulations Committee.

NEW COMMITTEE REPORTS

- 13. Alderman Mark read a Finance and Personnel Committee Report recommending the awards for Code Violation Hearing Officer be made to law firms, Meyer & Horning, and Joseph B. Kosek, both of Rockford, Illinois for a fee of \$110.00/hour. The funding source is Division Operating Budgets. LAID OVER.
- 14. Alderman Mark read a Finance and Personnel Committee Report recommending the Amendment to Professional Services Contract with Fehr-Graham & Associates to include up to \$36,500 of Environmental Site Assessment to complete all environmental assessment work and related reports for the South Main Rail Yards Assessment Grant. The funding source is USEPA Grant. LAID OVER.

2011-064CR

15. Alderman Mark read a Finance and Personnel Committee Report recommending awards be made to the low bidders for each category as shown on tabulation and summarized below:

Finished Signs	Allied Municipal	\$1	15,881.10
Blanks	Vulcan Signs	\$	1,066.00
Posts	Tapco, Inc.	\$	667.00

The funding source is Traffic Division Operating Budget.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Timm, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson,

Beach, Elyea, Beck, Robertson -11-

Nays: -0-

Absent: Hervey, Timm, McNeely -3

2011-065CR

16. Alderman Mark read a Finance and Personnel Committee Report recommending the Engineering Agreement: Rockford Junction Track Improvement be made to Crawford,

Murphy & Tilly, Inc. to perform construction engineering for a total not to exceed cost of \$156,379.00. Funding for this project will come from ICC funds.

Alderman Mark moved to suspend Rule 11, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. Hervey, Timm, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson,

Beach, Elyea, Beck, Robertson -11-

Nays: -0-

Absent: Hervey, Timm, McNeely -3

17. Alderman Mark moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of March 14, 2011 in the amount of \$2,061,476.32. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson,

Beach, Elyea, Beck, Robertson -11-

Nays: -0-

Absent: Hervey, Timm, McNeely -3

18. Alderman Beck read a Codes and Regulations Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Text Amendment to Section 201, Use Classification Table & Section 51-002 Signs Not Permitted.

Section 20-1 Use Classification Table:

Two-family Structures – Legally established and originally constructed as evidenced by the original building permit, prior to *insert date of map update approval*, with a minimum lot size of 7.700 square feet to be continued to be permitted uses in the R-1, Single-family Residential Zoning District.

Section 51-002:

Signs not permitted, to include signs that are obscene (i.e. (a) whether the average person, applying contemporary community standards would find that the work, taken as a whole, appeals to the prurient interest, (b) whether the work depicts or describes , in a patently offensive way, sexual conduct specifically defined by the applicable state law, and (c) whether the work, taken as a whole, lacks serious literary, artistic, political, or scientific value).

LAID OVER.

19. Alderman Beck read a Codes and Regulations Committee Report SUSTAINING the Zoning Board of Appeals, there by recommending that City Council APPROVE the Comprehensive Zoning Map Update with multiple zoning amendments for City Wide Zoning Map. The Legal Director is hereby instructed to prepare the necessary Ordinance. LAID OVER.

OFFICERS REPORTS

- 20. Mayor Morrissey offered prayers to all those suffering from the earthquake and tsunami in Japan and encouraged participation and support of fundraisers that will help in the relief effort.
- 21. Mayor Morrissey announced this Thursday the Rockford Police Department Geographic Team and City staff will be visiting Madison, Wisconsin to observe their geographic policing initiative and transition process. Council members and media are also invited. Anyone interested may contact Chief Epperson or Susan Skinner, Mayor Morrissey's Office.
- 22. Mayor Morrissey mentioned he will be distributing a sign-up sheet next week inviting council members to volunteer for various sub-committees within the Joint City/County Task Force on Intergovernmental Cooperation.
- 23. Mayor Morrissey commended council members for their continued work and accomplishments on the budget and appreciated Ted Ross' recommendations regarding out-sourcing emergency medical services.
- 24. Mayor Morrissey mentioned he would like to explore legislation at the state level for local governments to have more control of school districts. He encouraged input and discussion on this issue.

UNFINISHED BUSINESS

2011-066CR

- 26. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending that Chapter 3 of the City of Rockford Code of Ordinances governing Alcohol be renewed to allow for the continuation of Festival Zones and SPF class liquor licenses, as attached hereto. The Legal Director shall prepare the necessary ordinance. MOTION PREVAILED (Ald. Hervey, Timm, McNeely absent).
- 27. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending the approval of the Outdoor Design Standards Guidelines governing Sidewalk Cafes. LAID OVER.
 - Alderman Mark made a motion to lay the committee report over, seconded by Alderman Elyea.
- 28. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending Sections 101, 102 and 103 of Chapter 3 of the City of Rockford Code of Ordinances governing Sidewalk Cafes be stricken. The Legal Director shall prepare the necessary ordinance. LAID OVER.
 - Alderman Mark made a motion to lay the committee report over, seconded by Alderman Elyea.

29. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending Chapter 26, Article II of the City of Rockford Code of Ordinances governing Obstructions and Encroachments on Streets, Sidewalks And Other Public Places be amended to include the regulation of Sidewalk Cafes and Festival Zone Vending, as attached. The Legal Director shall prepare the necessary ordinance. LAID OVER.

Alderman Mark made a motion to lay the committee report over, seconded by Alderman Elyea.

30. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending the approval of the outdoor design standards, Chapter 5, Article III, Division 6 and Division 8 of the City of Rockford Code of Ordinances governing Mall Vending and Transient Vendors be stricken. The Legal Director shall prepare the necessary ordinance. LAID OVER.

Alderman Mark made a motion to lay the committee report over, seconded by Alderman Elyea.

2011-067CR

31. Alderman Beck moved the adoption of a Codes and Regulations Committee Report recommending the approval of the Intergovernmental Agreement Amendment for Fiber Optic between Winnebago County and the City of Rockford. The Legal Director shall prepare the necessary Ordinance. MOTION PREVAILED (Ald. Hervey, Timm, McNeely absent).

2011-068CR

32. Alderman Thompson-Kelly moved the adoption of a Planning and Development Committee Report recommending approval of the Grant Agreement: HUD EDI – Renaissance Corners Project. The Legal Director shall prepare the appropriate ordinance. MOTION PREVAILED (Ald. Hervey, Timm, McNeely absent).

MOTIONS AND RESOLUTIONS

2011-021R

- 33. Alderman Mark, on behalf of the Finance and Personnel Committee, moved the adoption of a resolution authorizing the Central Services Manager to take bids for the following:
 - A. Mowing, funding source: CD & Property Operating Budgets
 - MOTION PREVAILED (Ald. Hervey, Timm, McNeely absent).

NEW BUSINESS

34. Alderman Beck introduced and read an Ordinance amending Chapter 3, Section 3-55 of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor

Ordinance having been met said amendment shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following person:

Isla Del Mar, Inc., d/b/a Isla Del Mar Restaurant located at <u>623 Kishwaukee Street</u> for the sale of liquor by the drink in conjunction with a sit-down restaurant in a C-2, Limited Commercial District is hereby approved. Approval is subject to the following conditions:

- 1. Compliance with all City of Rockford Liquor Codes
- 2. Hours of operation are limited as provided on the submitted business plan Exhibit F.

LAID OVER.

35. Alderman Mark introduced and read an Ordinance recommending for the Intergovernmental Agreement for a written guaranty securing a revolving line of credit for the Rockford Mass Transit District, by and between the City of Rockford, a municipal corporation, and the Rockford Mass Transit District. The Mayor and Legal Director are hereby authorized to execute and attest the attached. LAID OVER.

2011-025-0

36. Alderman Thompson-Kelly introduced and read an Ordinance for the RACVB Operating and Lease Agreement.

Alderman Thompson-Kelly moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. Hervey, Timm, McNeely absent). The Committee Report was placed on Passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Durkee, Curran, Mark, Wasco, Jacobson, Thompson-Kelly, Johnson,

Beach, Elyea, Beck, Robertson -11-

Nays: -0-

Absent: Hervey, Timm, McNeely -3

37. Upon motion duly made and seconded, the meeting was adjourned at 6:54 p.m.

Respectfully submitted,

Diane Reed City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS City Council Chambers, 2ND floor City Hall 425 E. State Street, Rockford March 21, 2011 6:00 P.M. AGENDA

The following represents, in general, the chronological order of proceedings at the City Council meeting:

- Call to Order by the Mayor
- Invocation and Pledge of Allegiance
- Roll Call and determination of quorum
- Acceptance of Journal of Proceedings
- Public Hearing
- Public Participation
- Petitions and Communications
- New Committee Reports (Reports of Standing Committees Code and Regulation, Finance and Personnel, Planning and Development - and other select committees)

I. NEW COMMITTEE REPORTS TO BE READ IN MARCH 21, 2011

A. CODE AND REGULATIONS

- 1. Beck Settlement of the Claim of State Farm Insurance as subrogate for Brenda Robinson-Young.
- 2. Beck Traffic Recommending "No Action" taken on the following:
 - a. Establish a "Commercial Loading Zone" Monday-Saturday on the north side of West State Street
 - b. Restricted parking on one side of Lori Drive from Lisa Drive to Kimball Road
 - c. Traffic control sign at intersection of Dawson Avenue and Jackson Street
 - d. Angle parking in the cul-de-sac on 19th Avenue 300 feet east of 25th Street
 - e. Restricted parking on one side of Napoleon Street from Main to Church Streets

UNFINISHED BUSINESS

II. COMMITTEE REPORTS LAID OVER MARCH 14, 2011

1. Beck - Codes and Regulations - SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Text Amendment to Section 201, Use Classification Table & Section 51-002 Signs Not Permitted.

Section 20-1 Use Classification Table:

Two-family Structures – Legally established and originally constructed as evidenced by the original building permit, prior to *insert date of map update approval*, with a minimum lot size of 7.700 square feet to be continued to be permitted uses in the R-1, Single-family Residential Zoning District.

Section 51-002:

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- 2. Beck Codes and Regulations SUSTAINING the Zoning Board of Appeals, there by recommending that City Council APPROVE the Comprehensive Zoning Map Update with multiple zoning amendments for City Wide Zoning Map. The Legal Director is hereby instructed to prepare the necessary Ordinance.
- 3. Beck Codes and Regulations Recommending the approval of the Outdoor Design Standards Guidelines governing Sidewalk Cafes.
- 4. Beck Codes and Regulations Recommending Sections 101, 102 and 103 of Chapter 3 of the City of Rockford Code of Ordinances governing Sidewalk Café's be stricken. The Legal Director shall prepare the necessary ordinance.
- 5. Beck Codes and Regulations Recommending Chapter 26, Article II of the City of Rockford Code of Ordinances governing Obstructions and Encroachments on Streets, Sidewalks And Other Public Places be amended to include the regulation of Sidewalk Cafes and Festival Zone Vending, as attached. The Legal Director shall prepare the necessary ordinance.
- 6. Beck Codes and Regulations Recommending the approval of the outdoor design standards, Chapter 5, Article III, Division 6 and Division 8 of the City of Rockford Code of Ordinances governing Mall Vending and Transient Vendors be stricken. The Legal Director shall prepare the necessary ordinance.
- 7. Mark Finance and Personnel Recommending the awards for Code Violation Hearing Officer be made to law firms, Meyer & Horning, and Joseph B. Kosek, both of Rockford, Illinois for a fee of \$110.00/hour. The funding source is Division Operating Budgets.
- 8. Mark Finance and Personnel Recommending the Amendment to Professional Services Contract with Fehr-Graham & Associates to include up to \$36,500 of Environmental Site Assessment to complete all environmental assessment work and related reports for the South Main Rail Yards Assessment Grant. The funding source is USEPA Grant.

III. ORDINANCES LAID OVER MARCH 14, 2011

1. Beck - Ordinance - Amending Chapter 3, Section 3-55 of the Code of Ordinances of the City of Rockford upon all other requirements of the Liquor Ordinance having been met said amendment shall serve as City Council advice and consent for the Liquor Commissioner to issue a Liquor License to the following person:

Isla Del Mar, Inc., d/b/a Isla Del Mar Restaurant located at <u>623 Kishwaukee Street</u> for the sale of liquor by the drink in conjunction with a sit-down restaurant in a C-2, Limited Commercial District is hereby approved. Approval is subject to the following conditions:

- 1. Compliance with all City of Rockford Liquor Codes
- 2. Hours of operation are limited as provided on the submitted business plan Exhibit F.
- 2. Mark Ordinance For the Intergovernmental Agreement for a written guaranty securing a revolving line of credit for the Rockford Mass Transit District, by and between the City of Rockford, a municipal corporation, and the Rockford Mass Transit District. The Mayor and Legal Director are hereby authorized to execute and attest the attached.
- Motions and Resolutions

IV. MOTION AND RESOLUTIONS

- 1. Beck Rock River Valley Blood Center's Red Shoe Run; 4/9/11
- 2. Beck Heritage Run; 4/17/11
- **V. NEW BUSINESS** (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).
- 1. Beck Ordinance Recommending that Chapter 3 of the City of Rockford Code of Ordinances governing Alcohol be renewed to allow for the continuation of Festival Zones and SPF class liquor licenses, as attached hereto.
- 2. Beck Ordinance Recommending the approval of the Intergovernmental Agreement Amendment for Fiber Optic between Winnebago County and the City of Rockford.
- 3. Thompson-Kelly Ordinance Recommending approval of the Grant Agreement: HUD EDI Renaissance Corners Project.
- * same action taken before
- Adjournment

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POSSIBLE ADDITIONAL ITEMS:

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

CODE AND REGULATION COMMITTEE Monday, March 21, 2011, 5:15 p.m. Conference Room A, City Hall 2nd floor (north room) AGENDA

- 1. C & R 11-32 March Traffic Commission Minutes
- 2. C & R 10-158 Amendment to hours for Sunday sales of liquor

FINANCE AND PERSONNEL COMMITTEE Monday, March 21, 2011, 5:15 p.m. Conference Room B, City Hall 2nd floor (south room) AGENDA

- 1. Purchasing and Vouchers
 - A. Award of Bid: Tree Removal
 - B. Award of Contract: Weatherization Architectural Services Suspend rules
 - C. Award of Proposal: Temp Staffing
 - D. Award of Proposal: I-Case/IClear Interface Development Suspend rules
 - E. Purchase of Ambulance Suspend rules
 - F. Engineering Agreement Amendment: Bridge Program Management
 - G. Engineering Agreement: Biennial Bridge Safety Inspections 2011-2012
 - H. Update on State Highway Projects **Info only**
 - I. Emergency Repairs to Quint 5 **Info only**
 - J. Emergency Repairs to City Hall Generator **Info only**
 - K. Vouchers
- 2. Financial Discussion

PLANNING AND DEVELOPMENT COMMITTEE

Monday, March 21, 2011, 5:45 p.m. CD Conference Room, City Hall 2nd floor AGENDA

1. Memorandum from Reid Montgomery, Director of Community & Economic Development, regarding Pre Development Agreement with Belmont Sayre LLC, about Barber Colman.

LEGISLATIVE LOBBYING COMMITTEE

Monday, March 21, 2011,_____ p.m.

Conference Room A, City Hall 2nd floor (north room)

AGENDA

No Meeting Scheduled.